

Remarks

Based on the Office Communication stating that the previous cancellation of claims and substitution of claims was non-responsive, Applicants have chosen to make no amendments to the claims that were pending as of the issuance of the December 30, 2009 Office Action. Herein, Applicants provide responses to the Examiner's Requests for Information regarding pending claims 71-81.

- (i) What were the original parental lines used to produce plant line CFL667? Please supply all of the designations/denominations used for the original parental lines and line CFL667.

Response: The original parental lines used to produce CFL667 were proprietary lines (wrh1)17-3-3 r16 BK942 (female) and (a1.k2.wsd4)1 (male). These lines were not known by any other designations.

- (ii) What method and method steps were used to produce plant line CFL667?

Response: 20 female plants and 10 male plants were placed together in a small greenhouse compartment and bees were released for pollination at the time of flowering. CFL667 arose from these pollinations.

- (iii) Were either these parents or any progeny made therefrom disclosed or made publicly available prior to filing of the instant application? If so under what names and conditions were the parental lines or progeny disclosed?

Response: Neither the parents nor any progeny made therefrom were disclosed or made publicly available prior to the filing of the instant application.

- (iv) Were any other lines produced from these same original parents by the same methods? If so, were they disclosed to the public at any time and if so under what names and conditions?

Response: No other lines were produced by this same pair of original parents by the same methods.

Conclusion

Applicants respectfully submit that all outstanding issues in the present case have been addressed in this paper. Applicants request continued prosecution on the merits and allowance of the claims as presented herein. The Examiner is invited and encouraged to call the undersigned attorney for Applicants at 919-226-7345 in the event that issues remain unresolved by this response and could be discussed via telephone for clarification.

Respectfully submitted,



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